HONOURABLE SRI JUSTICE GODA RAGHURAM

WRIT PETITION No. 1019 of 2007

DATED: 19-01-2007

Between:

V.Thimmappa

…Petitioner

and

The District Collector,
Kurnool and others

…Respondents.

HON'BLE SRI JUSTICE GODA RAGHURAM

W.P.No. 1019 of 2007

ORAL ORDER:

The petitioner's authorization as a Fair Price Shop dealer of Kothaburuju Village, Dhone Mandal, Kurnool District was cancelled by the 3rd respondent's orders dated 10-11-2006. Aggrieved thereby the petitioner preferred an appeal to the 2nd respondent. By the order dated 28-12-2006 the 2nd respondent confirmed the order of the 3rd respondent. As against the orders of cancellation, as confirmed by the 2nd respondent, the petitioner preferred a revision to the 1st respondent on 9-1-2007 along with an application for interim relief. The petitioner's substantial grievance as urged at the admission hearing, is that the 1st respondent has neither considered his revision nor the petitioner's application for interim relief. The petitioner also assails herein, the order of cancellation by the 3rd respondent, as confirmed by the 2nd respondent. However, as the petitioner has pursued the revisional remedy, it is not proper that judicial review should be entertained and the petitioner permitted to simultaneously pursue two remedies.

In the circumstances, the writ petition is disposed of directing the 1st respondent to expeditiously and in any event within a period of 30 days from the date of receipt of a copy of this order, consider and dispose of either the revision preferred by the petitioner on 9-1-2007 or his application for interim relief. A reasoned order shall be passed and communicated to the petitioner by the 1st respondent, within the

aforesaid time.

The writ petition is accordingly disposed of at the admission stage, after hearing the learned Government Pleader for Civil Supplies. No order as to costs.

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GODA RAGHURAM, J

19-01-2007
GRR